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In re Application of	:	DECISION ON REQUEST TO
Tsuyoshi KITAZAKI, <i>et. al.</i>	:	PARTICIPATE IN PATENT
Application No. 10594207	:	PROSECUTION HIGHWAY
Filed: September 21, 2006	:	PILOT PROGRAM AND PETITION
Attorney Docket No. ION2.006APC	:	TO MAKE SPECIAL UNDER
For: TIRE DEFORMATION CALCULATING	:	37 CFR 1.102(d)
METHOD & TIRE DEFORMATION	:	
CALCULATING APPARATUS	:	

This is a decision in response to the "PRELIMINARY AMENDMENT" filed November 30, 2007. The response is being treated as a petition requesting reconsideration of the previous decision dated October 30, 2007, dismissing the request to participate in the Patent Prosecution Highway (PPH) pilot program and Petition to Make Special under 37 CFR 1.102(d) filed August 24, 2007.

The request and petition are **GRANTED**.

DISCUSSION

A grantable request to participate in the PPH pilot program and petition to make special require:

- (1) The U.S. application must validly claim priority under 35 U.S.C. 119(a) to one or more applications filed in the JPO;
- (2) Applicant must submit a copy of the allowable/patentable claim(s) from the JPO application(s) along with an English translation thereof and a statement that the English translation is accurate;
- (3) All the claims in the U.S. application must sufficiently correspond or be amended to sufficiently correspond to the allowable/patentable claim(s) in the JPO application(s);
- (4) Examination of the U.S. application has not begun;
- (5) Applicant must submit a copy of all the office actions from each of the JPO application(s) containing the allowable/patentable claim(s) along with an English translation thereof and a statement that the English translation is accurate;
- (6) Applicant must submit an IDS listing the documents cited by the JPO examiner in the JPO office action along with copies of documents except U.S. patents or U.S. patent application publications; and
- (7) The required petition fee under 37 CFR 1.17(h).

Petitioner has amended the U.S. claims to sufficiently correspond to the allowable/patentable claims in the JPO application, by cancelling claims 1 to 15 and adding claims 16-31.

Furthermore, a statement that the English translation of the previously submitted allowable/patentable claim(s) from the JPO application(s) is accurate, and a statement that the English translation of the previously submitted English translation of the Japanese Office action is accurate, has been received.

CONCLUSION

For the above reasons, the request to participate in the PPH pilot program and petition comply with the above requirements and the request and petition is **GRANTED**. Accordingly, the above-identified application has been accorded "special" status.

Telephone inquiries concerning this decision should be directed to Christine Oda at 571-272-1602.

All other inquiries concerning the examination or status of the application is accessible in the PAIR system at <http://www.uspto.gov/eac/index.html>.

The application is being forwarded to the examiner for action on the merits commensurate with this decision.

/C. Oda/
Christine Oda
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